

ORIGINAL

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

In the Matter of

Amendment of Section 73.622(i)
Post-Transition Table of Allotments,
Digital Television Broadcast Stations
(Johnson City, Tennessee)

)
)
) MB Docket No. _____
) RM- _____
)

FILED/ACCEPTED

To: Office of the Secretary
Attn: Chief, Video Division
Media Bureau

FEB - 3 2012

Federal Communications Commission
Office of the Secretary

**SUPPLEMENT TO PETITION FOR RULE MAKING
TO AMEND THE TABLE OF DTV ALLOTMENTS**

By its attorneys and pursuant to Sections 1.401, 73.616, and 73.622(a) of the Commission's Rules,¹ Media General Communications Holdings, LLC ("Licensee"), licensee of WJHL-TV, Johnson City, Tennessee (the "Station"), hereby submits this Supplement to the Petition for Rule Making filed on May 4, 2011, to provide information demonstrating how Licensee's proposal advances the public interest.

In the Petition, as amended by the Settlement Agreement that Licensee submitted on October 11, 2011, Licensee requested that the Commission institute a rulemaking to amend Section 73.622(i), the Post-Transition Table of DTV Allotments, by substituting Channel 28 as the Station's allotment in lieu of Channel 11. The Petition explained that, by changing from VHF Channel 11 to UHF Channel 28, Licensee would be able to more meaningfully replicate the

¹ 47 C.F.R. §§ 1.401, 73.616, 73.622(a).

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Station's traditional analog service area and provide more reliable service for viewers within the Station's service area.

With this Supplement, Licensee provides additional information demonstrating that operation on Channel 28 would enhance the Station's service area and, thus, serve the public interest. As shown in the attached Technical Statement, by operating on Channel 28, the Station's noise limited contour will reach 518 more viewers than the Station currently covers. Although changing channels will create a small loss area, all of the viewers within the loss area will remain well served and continue to receive at least one other CBS affiliate over the air. The increase in service to 518 viewers outweighs the *de minimis* loss areas that all remain well served by other CBS stations.²

For the reasons set forth in the Petition and this Supplement, Licensee respectfully requests that the Commission amend the Post-Transition Table of DTV Allotments as proposed. As noted initially, adoption would serve the public interest by permitting the Station to provide a more meaningful replication of service. In addition, because this proposal would enhance the Station's service area, Licensee respectfully requests that the Commission find that good cause exists under Section 553(d)(3) of the Administrative Procedures Act (5 U.S.C. § 553(d)(3)) to make this change effective immediately upon publication in the Federal Register of a Report and Order in this proceeding.³

² *KNTV License, Inc.*, 19 FCC Rcd 15479, 15485 n.11 (MB 2004) ("We are less concerned about the withdrawal of service here [to 21,170 viewers], because the vast majority of the people located within the loss area will continue to receive NBC network service from other NBC affiliates, and are also well served by other stations.").

³ *See, e.g., Ann Arbor, Michigan*, 24 FCC Rcd 10856, 10857 (MB 2009) ("An expedited effective date is necessary in this case to ensure that station WPXD-TV can provide improved service to its market as quickly as possible."). *See also Bismark, North Dakota*, 24 FCC Rcd 7534 (MB 2009); *St. Paul, Minnesota*, 24 FCC Rcd 8953 (MB 2009); *Bryan, Texas*, 24 FCC Rcd 4867 (MB 2009).

Respectfully submitted,

MEDIA GENERAL COMMUNICATIONS
HOLDINGS, LLC

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Dated: February 3, 2012

ATTACHMENT A

Technical Exhibit

SUPPLEMENT TO TECHNICAL EXHIBIT
PETITION FOR RULE MAKING TO
MODIFY THE DTV TABLE OF ALLOTMENTS
STATION WJHL-TV
JOHNSON CITY, TENNESSEE

This Supplement to the Technical Exhibit was prepared on behalf of television station WJHL-TV assigned to Johnson City, Tennessee in support of a *Petition for Rule Making* to modify the DTV allotment of WJHL-TV to substitute UHF channel 28 for the current VHF channel 11 DTV allotment.

Figure 1 is a map showing the predicted noise limited contours for the present and proposed WJHL-TV digital television operations. The extent of the contours is calculated using the FCC's standard prediction method along 36 evenly spaced radials with a 3 second digitized terrain database. The predicted 36 dBu contour is shown for the present WJHL-TV operation on channel 11 (34.5 kW-DA, 708 m), and the predicted 41 dBu contour is shown for the proposed WJHL-TV operation on channel 28 (917 kW-ND, 708 m). As shown on Figure 1, the proposed WJHL-TV channel 28 contour virtually replicates the present channel 11 contour. This is substantiated by comparing the estimated population within the 2 contours.

The following are estimates of the population (2000 US Census) within the 2 predicted noise limited contours shown on Figure 1.

Present WJHL Ch.11, 36 dBu	2,075,638 people
Proposed WJHL Ch.28, 41 dBu	<u>2,076,156</u> people
Predicted gain area	518 people

The present and proposed WJHL service is virtually the same

Station WJHL-TV is a CBS television network affiliate. Figure 2 is a map showing the present and proposed WJHL noise limited contours, and the contours for other

CBS television network affiliates providing service to the predicted loss area. The following are the other CBS television network affiliates shown on Figure 2.

WVLT-TV, Ch.30, Knoxville, TN.

WYMT-TV, Ch.12, Hazard, KY.

WOWK-TV, Ch.13, Huntington, WV.

WVNS-TV, Ch.8, Lewisburg, WV.

WDBJ, Ch.18, Roanoke, VA.

WFMY-TV, Ch.51, Greensboro, NC.

WBTB, Ch.23, Charlotte, NC.

WSPA-TV, Ch.7, Spartanburg, SC.

As shown on Figure 2, there is a small, narrow area to the north that does not receive service from another CBS affiliate. However, the present and proposed WJHL-TV contours virtually coincide in this area. Hence, the proposed WJHL-TV channel 28 operation will not result in any CBS network service loss.

John A. Lundin

du Treil, Lundin & Rackley, Inc.

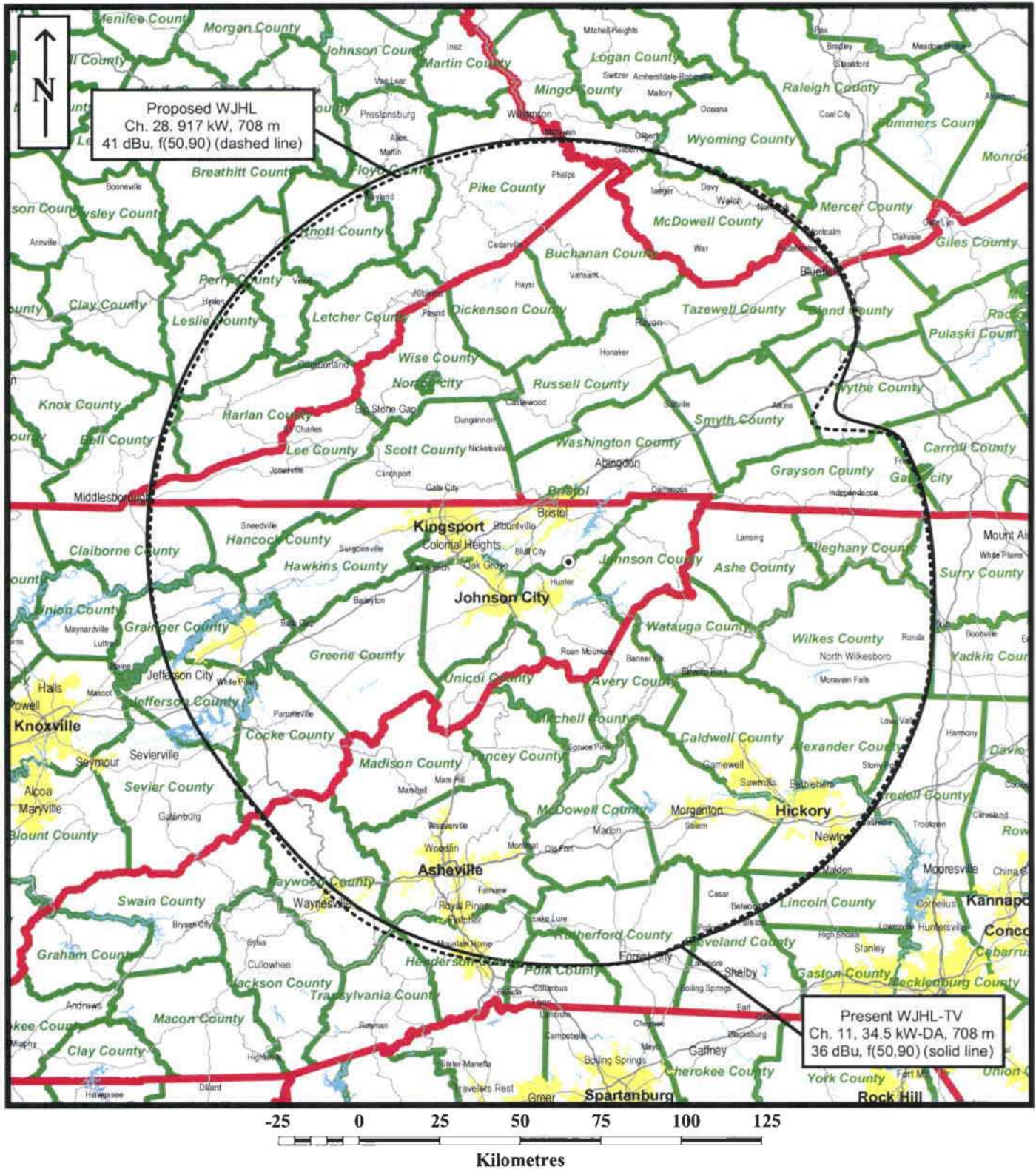
201 Fletcher Avenue

Sarasota, Florida 34237

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February 2, 2012

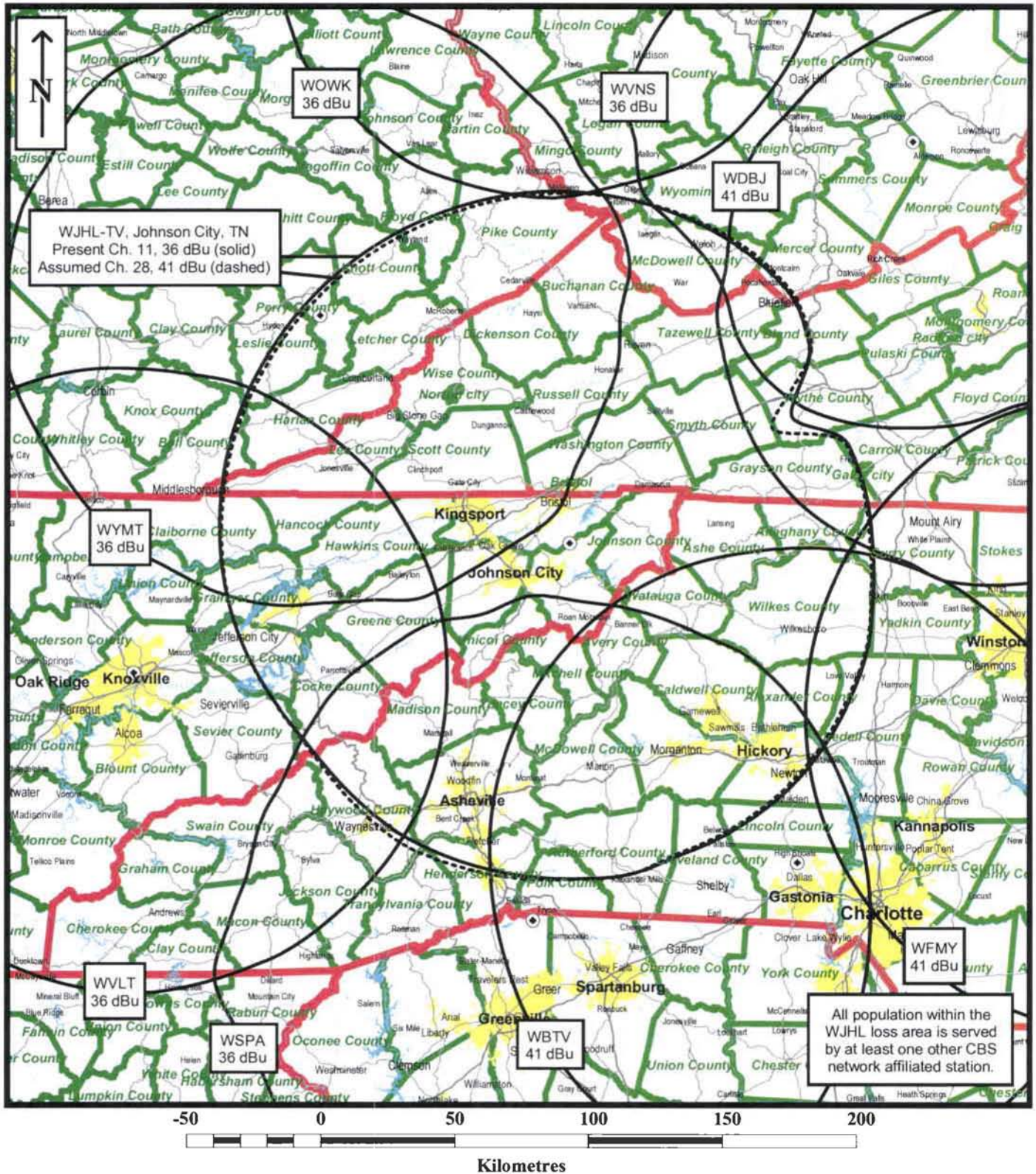
Figure 1



FCC PREDICTED NOISE-LIMITED COVERAGE CONTOURS

duTreil, Lundin & Rackley, Inc. Sarasota, Florida

Figure 2



OTHER CBS NETWORK SERVICES TO WJHL-TV PREDICTED LOSS AREA

duTreil, Lundin & Rackley, Inc. Sarasota, Florida

CERTIFICATE OF SERVICE

I, Tammi Foxwell, do hereby certify that, on this 3rd day of February, 2012, I caused a copy of the foregoing "Supplement to Petition for Rule Making To Amend the Table of DTV Allotments" to be served via first-class U.S. mail upon the following:

Jennifer A. Johnson, Esquire
Eve R. Pogoriler, Esquire
Covington & Burling LLP
1201 Pennsylvania Avenue, NW
Washington, DC 20004-2401

A handwritten signature in cursive script that reads "Tammi Foxwell". The signature is written in dark ink and is positioned above a horizontal line.

Tammi Foxwell